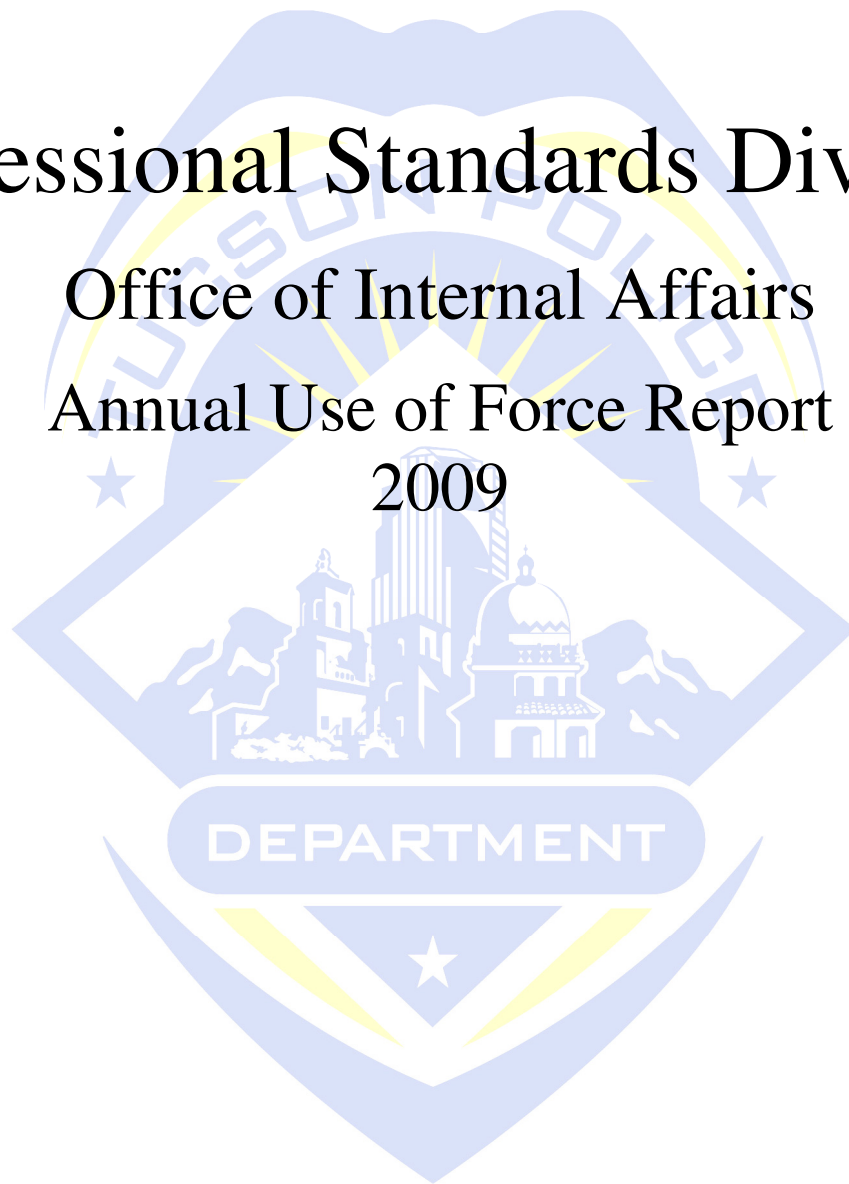


Professional Standards Division

Office of Internal Affairs Annual Use of Force Report 2009



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Office of Internal Affairs
April 7, 2010

Use of Force Summary

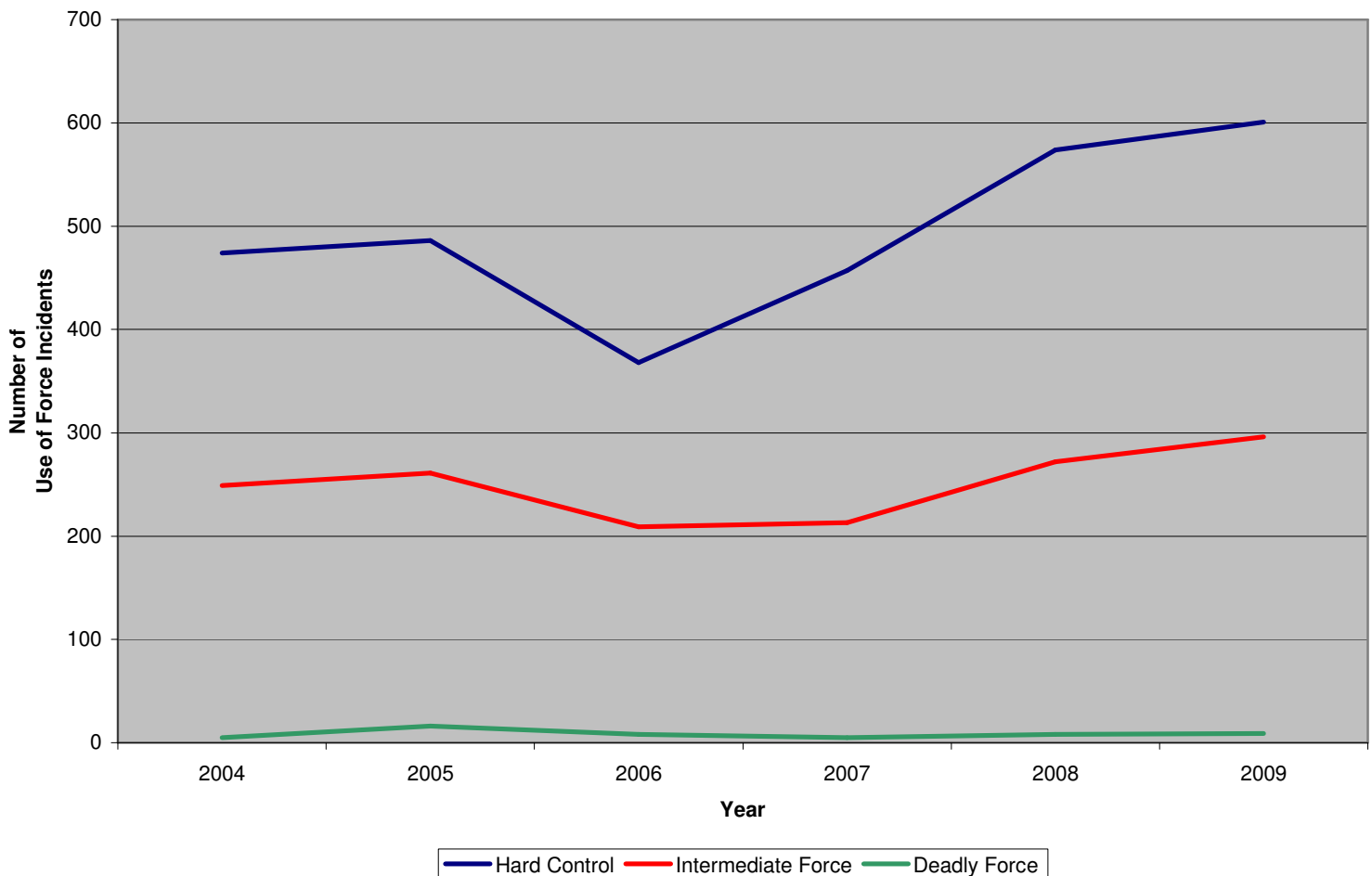
During 2009, there were **809** Use of Force incidents reported to the Office of Internal Affairs.

The **809** Use of Force incidents were then broken down by the level of force used:

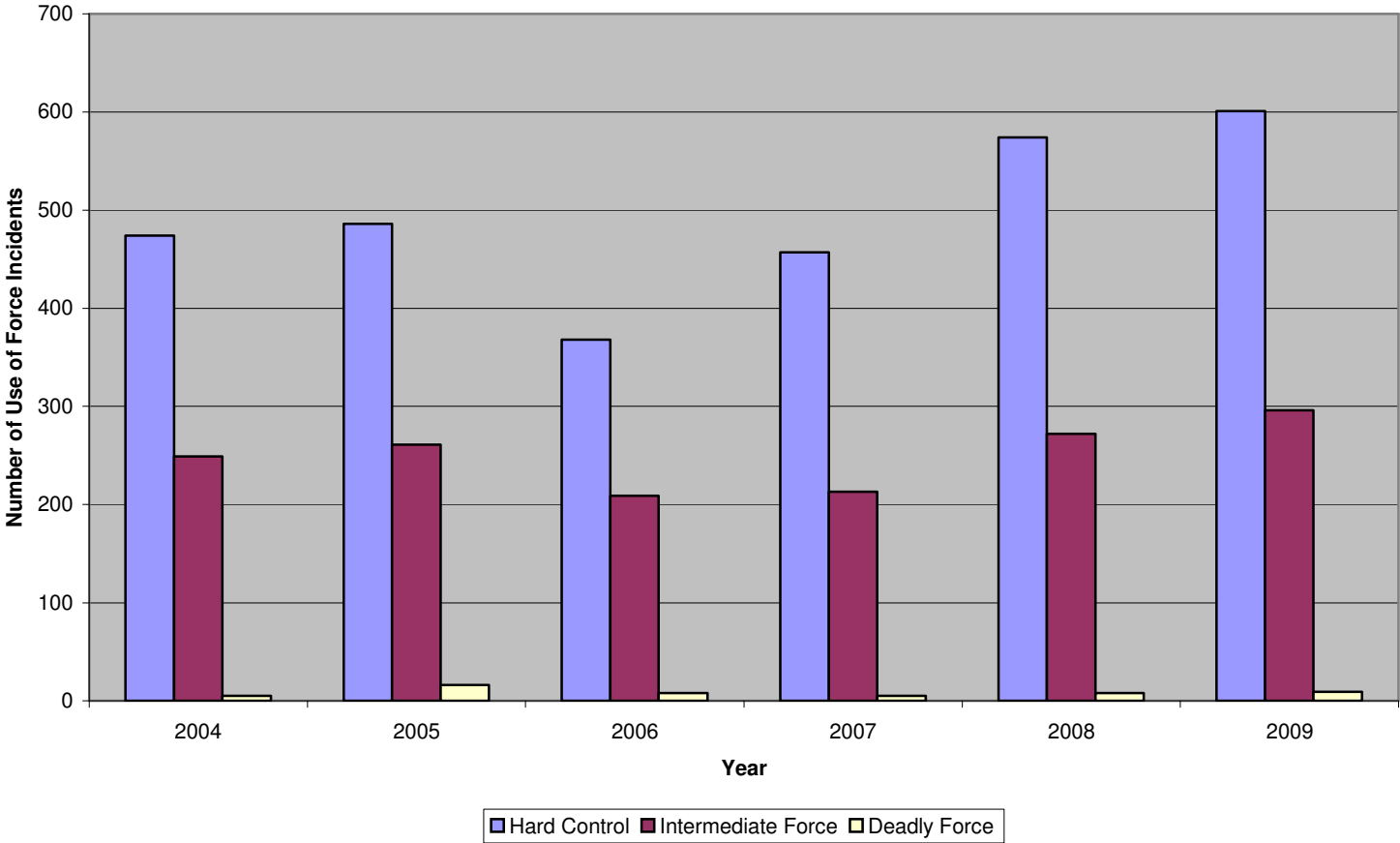
- Deadly Force: **8**
- Intermediate Force: **296**
- Hard Control: **601**

* It should be noted that in some incidents there were multiple levels of force used. It should also be noted that as of the 2nd Quarter of 2006 it was determined that it was no longer necessary to count Soft Control as it was causing the number of Use of Force Incidents to be artificially inflated. Soft Control is defined as “techniques that present a minimal risk of injury” and includes, but is not limited to, basic handcuffing, touch pressure points, wristlocks, and arm bar control holds.

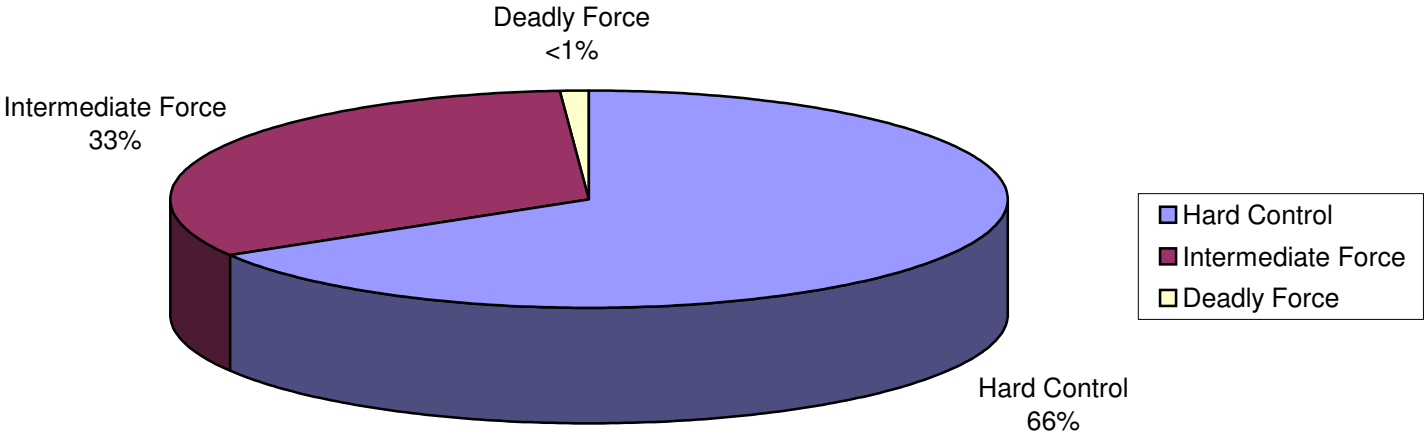
Annual Use of Force Comparison



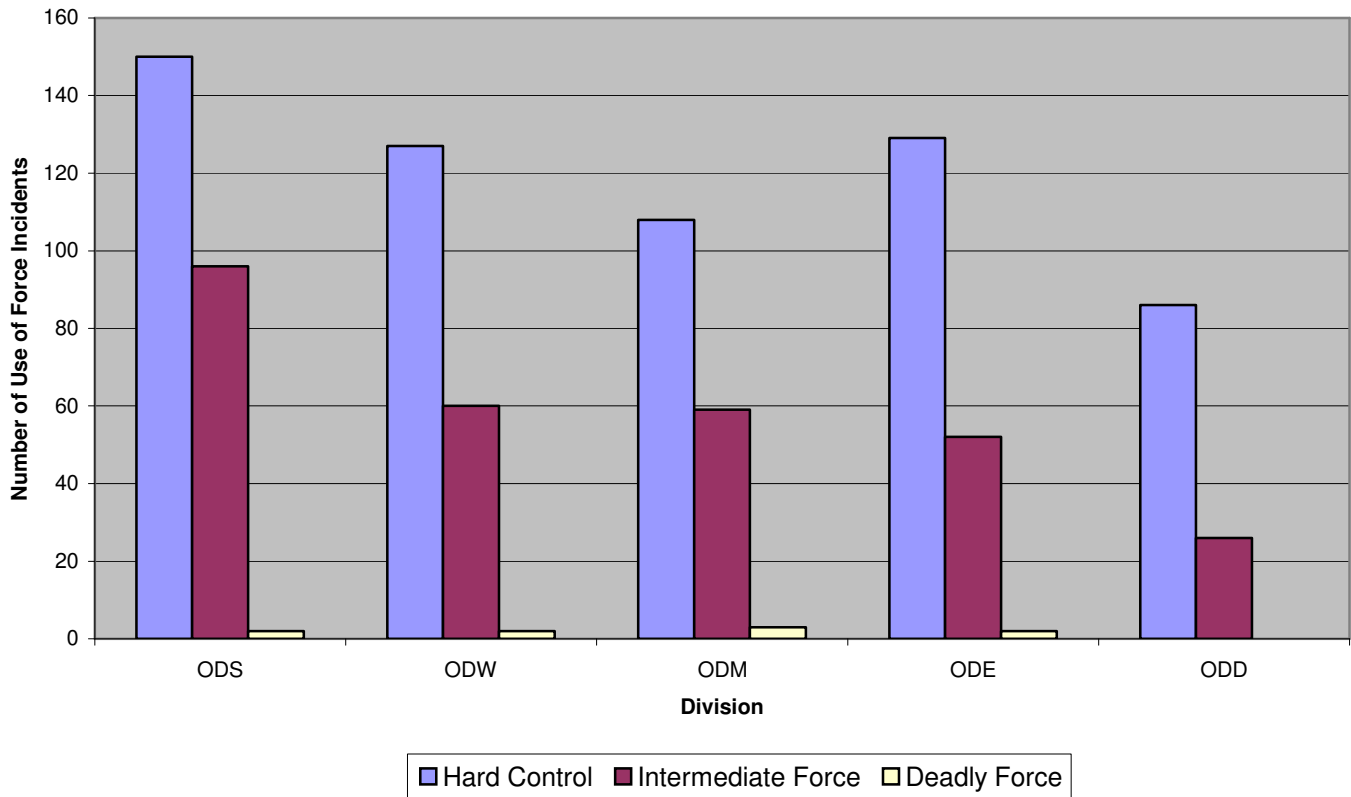
Use of Force Comparison



City Wide Use of Force



Use of Force By Division



As per *General Order 2020*:

Deadly Force is defined as “A use of force that is likely to cause serious injury or death. Use of a firearm is not the only means of employing deadly force. It may become necessary for officers to protect themselves or others with means other than a firearm.”

Intermediate Force is defined as “The use of authorized less lethal weapons, including canines, impact weapons, chemical and OC agents, flex-batons, and other specialized less lethal munitions. These provide a method of controlling subjects when deadly force is not justified and when empty hand control techniques are either not sufficient or not tactically the best option for the safety of others, the suspect and/or officer. When intermediate weapons are used, injury is likely and appropriate medical care shall be provided.”

Empty Hand Control, which is defined as “Techniques that cover a number of subject control methods. These may be as simple as gently guiding a subject’s movement or more dynamic techniques such as strikes.” is broken into two categories, **Soft Control** and **Hard Control**.

Hard Control is defined as “Techniques that might cause minimal injury, i.e. striking techniques using the hands or feet. “Take-downs,” that is the forceful direction of the suspect to the ground, are also considered under this use of force category. Generally, these are used to counter defensive resistance, active aggression, or aggravated active aggression (deadly force). These techniques are applied when lesser forms of control

have failed or are not applicable because the subject's initial resistance is at a heightened level. In such situations, officers may risk injury to themselves or may have to utilize higher levels of force (such as intermediate weapons) if hard empty control techniques are not used.”

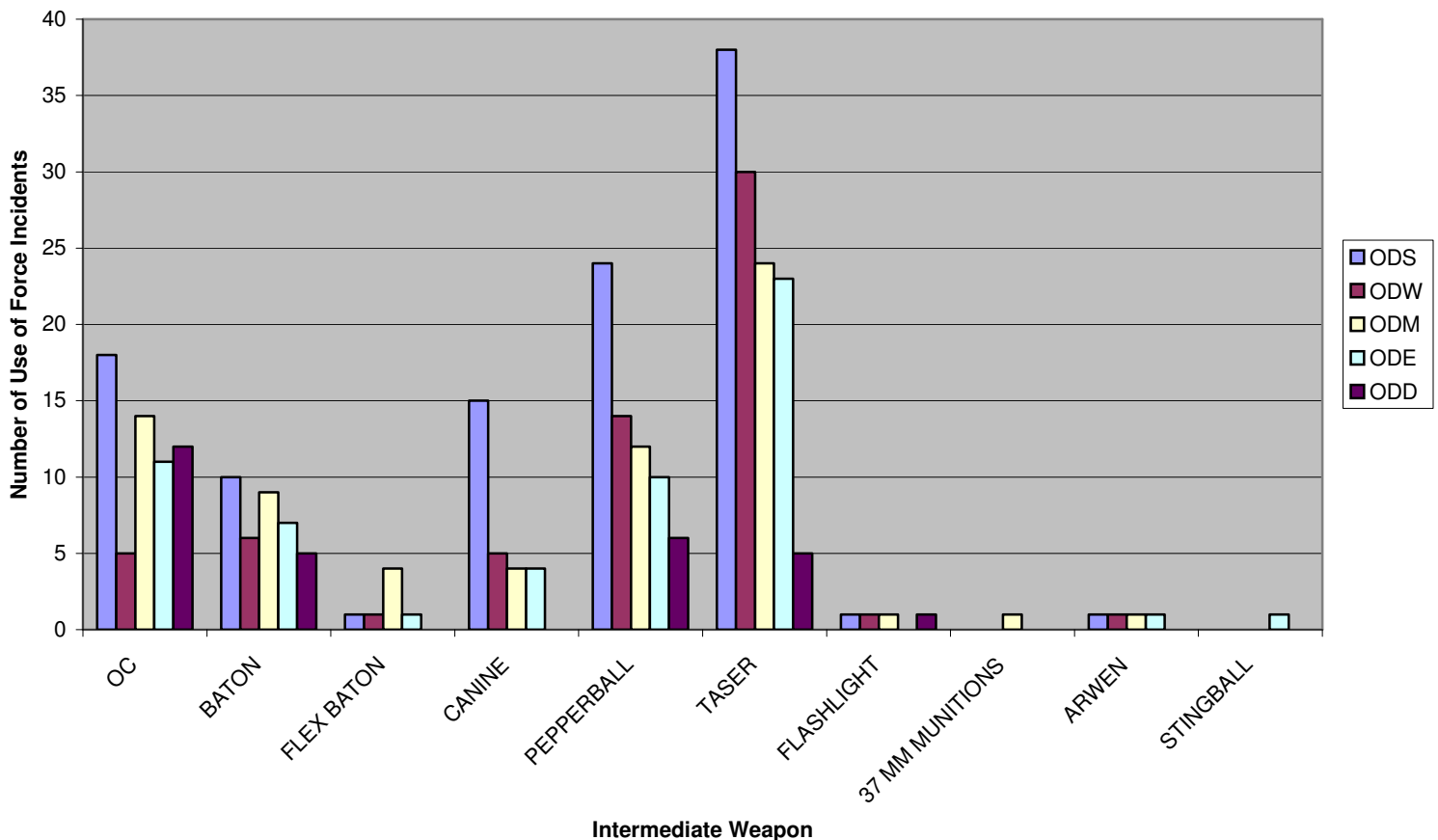
Intermediate Force was further broken down by weapon type:

- OC: **60**
- Canine: **30**
- Taser: **120¹**
- Baton: **37**
- Pepperball: **67**
- Flex Baton: **7**
- Flashlight: **4**
- 37 MM Munitions: **1**
- Arwen: **4**
- Stingball: **1**

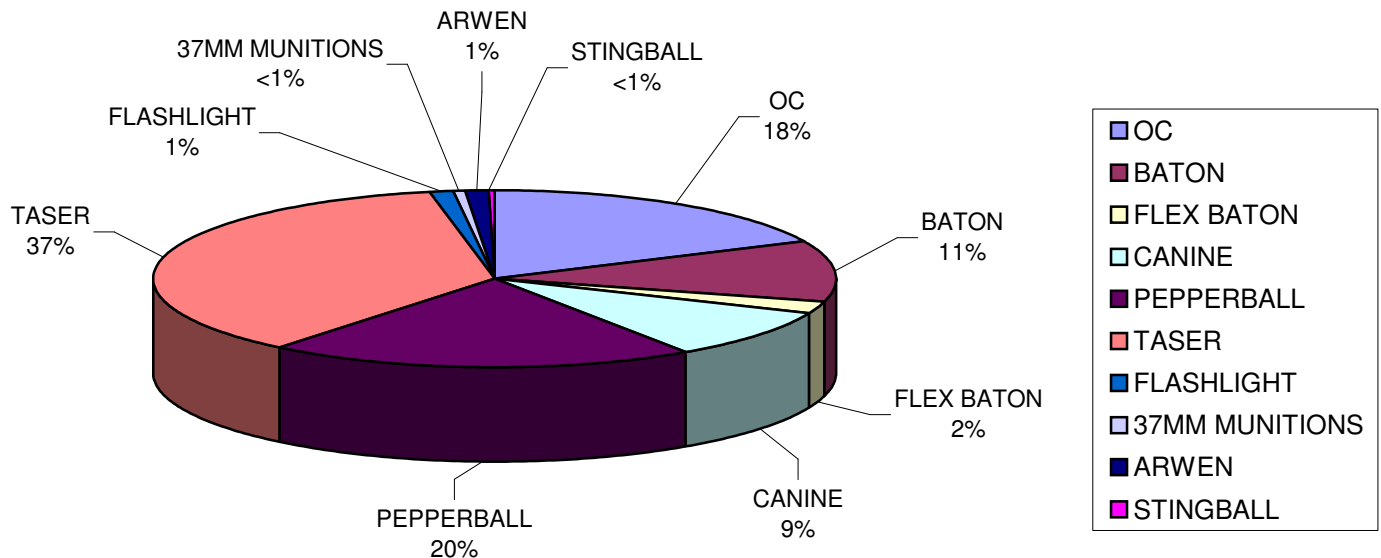
*It should also be noted that in some incidents there were multiple intermediate weapons utilized.

¹Of the 120 total Taser uses, the Taser was displayed, but not used during 27 incidents. During 17 of the total uses, the Taser was activated (the Taser was allowed to cycle) but was not physically deployed.

Intermediate Weapon Use By Division



City Wide Breakdown of Intermediate Weapon Use



During 2009, there were **54** Use of Force incidents that were referred for additional investigation. Those receiving “additional review” were reviewed per *General Orders* as a result of a citizen complaint, Internal Investigation or a Board of Inquiry.

The dispositions of those **54** incidents were:

12 use of force incidents involved the use of a Firearm

- Justified, Within Departmental Policy: **8**
- Sustained: **2**
- Pending Board of Inquiry: **2**

*Use of force incidents involving the use of a firearm include external complaints with use of force allegations, accidental discharges, Internal Investigations involving the dispatching of an animal, Boards of Inquiry, as well as Internal Investigations stemming from Boards of Inquiry.

13 use of force incidents involved Striking

- OIA Closure: **12**
- Unfounded: **1**

7 use of force incidents involved OC Spray, Taser, and Baton

- OIA Closure: **3**
- Exonerated: **1**
- Justified, Within Departmental Policy: **1**

4 use of force incidents involved Handcuffing

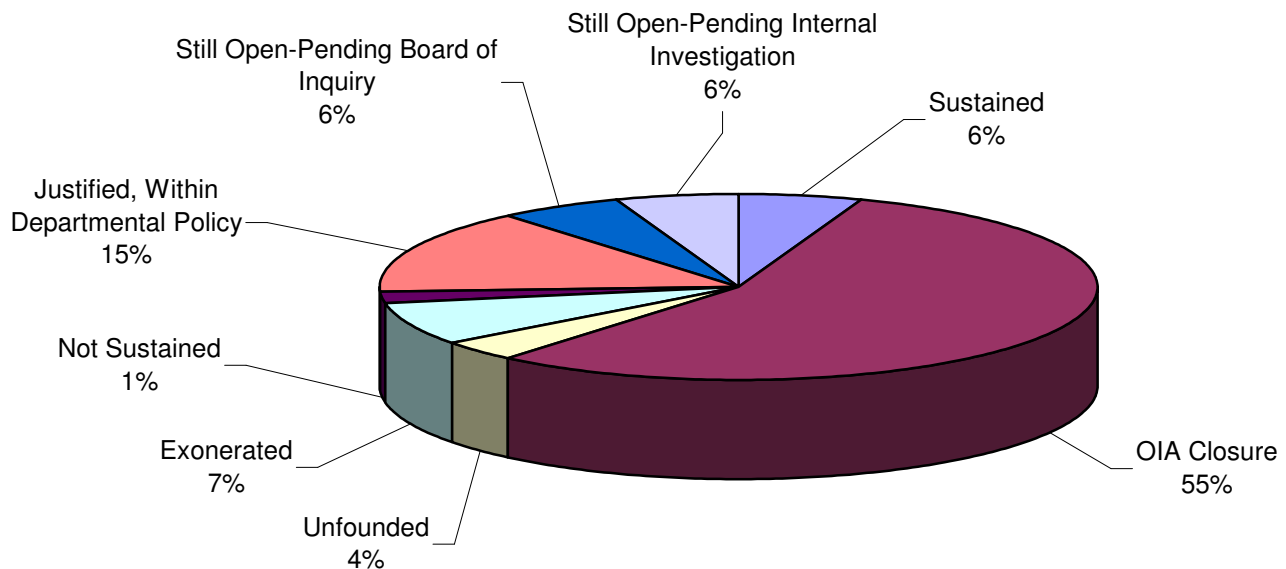
- OIA Closure: 1
- Unfounded: 1
- Pending Internal Investigation: 2

24 use of force incidents involved Other Use of Force issues

- OIA Closure: 17
- Exonerated: 2
- Not Sustained: 1
- Sustained: 1
- Pending Board of Inquiry: 2
- Pending Internal Investigation: 1

*Note that there are multiple findings due to multiple types of force used, as well as multiple officers for an investigation.

Use of Force Investigations and Outcomes



■ Sustained (3)	■ OIA Closure (30)
■ Unfounded (2)	■ Exonerated (4)
■ Not Sustained (1)	■ Justified, Within Departmental Policy (8)
■ Still Open-Pending Board of Inquiry (3)	■ Still Open-Pending Internal Investigation (3)

*OIA Closure is a method of closure used when a review of all information available shows that nothing that has been alleged or described amounts to a violation of law, Department General Orders, Policies, or Procedures by a member of the department.

When considering the total number of calls for service during the year 2009, the Use of Force incidents per 1,000 dispatched calls for service is as follows:

➤ City Wide	3.25 per 1,000 calls	(248,873 total calls for service)
➤ ODS	3.93 per 1,000 calls	(55,275 total calls for service)
➤ ODW	3.46 per 1,000 calls	(49,083 total calls for service)
➤ ODM	2.65 per 1,000 calls	(57,317 total calls for service)
➤ ODE	2.81 per 1,000 calls	(57,716 total calls for service)
➤ ODD	3.53 per 1,000 calls	(29,482 total calls for service)

*Calls for service obtained from the CFS Monthly Call Statistics Report published monthly.

Use of Force By Division

